

Attorney Docket No: 42399-45004
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gary Fairless Power et al. Confirmation No.: 5544
Serial No.: 10/597,737 Examiner: - - -
Filed: 04 February 2005 Art Unit: - - -
For: Method and Apparatus for Manufacturing An Optical Component

**PETITION UNDER 37 CFR 1.47(a)
AND REQUEST FOR EXTENSION OF TIME**

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Barnes & Thornburg Customer No:
23646
U.S. Patent and Trademark Office

Sir:

In response to the Notification of Missing Requirements... dated 04 April 2007, applicants requests waiver of the requirement for two of the four inventors to sign the declaration under 37 CFR 1.64 and/or 1.47(a).

Signed Declaration.

A declaration signed by inventors Gary Fairless Power and Paul Henson is enclosed.

Proof That Inventors Cannot be Reached or Refuse to Sign the Declaration.

After receipt of the 04 April 2007 Notification of Missing Requirements... from the U.S. Patent and Trademark Office (USPTO) attempts were made to contact the inventors to obtain their signatures on the declaration. Messer's Power and Henson signed the declaration and a copy of the declaration signed by them accompanies this petition.

Inventor John Grace visited Securency and Leanne Draper (Personal Assistant to the Managing Director of Securency Pty Limited) spoke with him and requested his signature on the

inventors' declaration for U.S. national stage application of PCT/AU05/00145 (now accorded U.S. application No. 10/597,737). Mr. Grace refused to sign the declaration.

Papers including a copy of the inventors' declaration for U.S. national stage application of PCT/AU05/00145 (now accorded U.S. application No. 10/597,737) and a request that he sign and return the declaration were forwarded to Roderick Andrew at his last known address which is 1 Chemin de la Noire Femme, F-59570 Taisnieres s/Hon, France. The communication sent to Roderick Andrew was not returned to sender, nothing has been received from Roderick Andrew and we have been unable to contact him by any other means. The lack of response from Roderick Andrew is taken as a refusal to sign the declaration or that he cannot be located.

Last Known Address for the Unsigned Inventors.

The last known address for John Grace is

16 Ross Street
Newport Beach, NSW 2016
Australia

The last known address for Roderick Andrew is:

1, Chemin de la Noire Femme
F-59570 Taisnieres s/Hon
France

Fees.

Please charge the petition fee (\$200) prescribed at 37 CFR 1.17(g), the surcharge for the declaration (\$130) prescribed at 37 CFR 1.492(h) and the fee for a four-month extension of time (\$1,640) to the following deposit account. If additional fees are due, or if there is an overpayment, additional fees may be charged, or any overpayment in fees may be credited, to the Account of Barnes & Thornburg, Deposit Account No. 10-0435 (42339-45004).

Conclusion.

It is requested that the enclosed declaration signed by two of the four inventors be accepted in accordance with 37 CFR 1.47(a) and that the application be forwarded for examination on the merits.

If there are any further issues that need clarification or correction please telephone the undersigned.

A decision granting applicant's petition under 37 CFR 1.47(a) is requested.

Respectfully submitted,

BARNES & THORNBURG LLP



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